

1 _____ [Name; Bar ID No.]
2 _____ [Address]
3 _____ [Telephone]

4 Attorney for Debtor(s)

5 **UNITED STATES BANKRUPTCY COURT**
6 **EASTERN DISTRICT OF CALIFORNIA**

7 **In re**) **Case No.**
8)
9)
10)
11)
12 **Debtor(s).**)

13 **APPLICATION AND DECLARATION RE: ADDITIONAL FEES AND EXPENSES**
14 **IN CHAPTER 13 CASES**

15 [For Use Only in Cases Where an Executed Copy of
16 "Rights and Responsibilities" has been Filed]

17 Pursuant to Bankruptcy Code Section 330 and Bankruptcy Rule
18 2016(a), the undersigned hereby applies for \$_____ in
19 additional fees and \$_____ in additional expenses in this
20 Chapter 13 case. In support of this application, the applicant
21 hereby declares under penalty of perjury as follows:

22 The applicant has served as attorney for the debtor(s) since
23 _____. On _____ applicant received a
24 retainer of \$_____. An executed copy of this Court's
25 "Rights and Responsibilities of Chapter 13 Debtors and Their
26 Attorneys" was filed on _____. As reflected in that
27 document and in the Bankruptcy Rule 2016(b) disclosure statement,
28 applicant and the debtor(s) agreed that the initial fee for legal
services and expenses in connection with this Chapter 13 case
would be \$_____. Additional fees have

1 been allowed by order(s) of this Court on the following dates and
2 in the following amounts:

3 _____.

4 To date, fees in the amount of \$_____ have been paid by the
5 Chapter 13 Trustee through the debtors' Chapter 13 plan.

6 The initial agreed-upon fee, as well as additional fees
7 previously allowed, are not sufficient to fully compensate the
8 attorney for the legal services rendered. The time sheets
9 attached hereto as Exhibit A cover all services rendered to the
10 debtor(s) in connection with this Chapter 13 case since the date
11 the applicant commenced rendering services. The specific work
12 for which additional compensation is sought included the
13 following:

14 _____
15 _____
16 _____
17 _____

18 _____. After
19 exercising reasonable billing judgment, the total number of hours
20 expended in this case for which applicant seeks compensation is
21 _____. The applicant's customary hourly rate for services
22 of this nature is \$_____. A reasonable fee for the services
23 rendered would be \$_____ (multiply hours times hourly rate to
24 arrive at the lodestar amount). Attached hereto as Exhibit B is
25 an itemization of all out-of-pocket expenses incurred in
26 connection with this Chapter 13 case.

27 Accordingly, applicant respectfully requests that the Court
28 allow additional fees of \$_____ (lodestar amount less

1 initial agreed-upon fee plus any additional fees previously
2 allowed) and \$_____ in additional expenses to be paid
3 through the Chapter 13 plan.

4 If the debtor disputes the legal services provided or the
5 fees charged by the attorney, an objection may be filed with the
6 court and the matter set for hearing. The attorney may move to
7 withdraw or the client may discharge the attorney at any time.

8
9
10 DATED: _____
11 _____ Debtor

12 DATED: _____
13 _____ Debtor

14 DATED: _____
15 _____ Attorney for Debtor(s)